From: **MCCLINCY Matt**

Eric Blischke/R10/USEPA/US@EPA To:

Cc: ANDERSON Jim M; GAINER Tom; Chip Humphrey/R10/USEPA/US@EPA

Subject: RE: Draft Disposal Site Working List

Date: 07/03/2008 11:31 AM

Eric,

EPA in their June 19th letter to Arkema, regarding the CDF evaluation, essentially sets the requirement that sediments subject to placement in a CDF be treated to RCRA Universal Treatment Standards (UTS). In order to achieve the UTS for DDX, EPA appears to be requiring thermal desorption (treatment) of sediment prior to placement in a CDF at Arkema. This has obvious implications for the feasibility of the Arkema CDF and for CDFs in general for Portland Harbor.

The attached LWG memo notes that the LWG will refine the revised "working list" to a smaller "representative list" of sites at the start of the FS process based on a clear and consistent set of criteria and submit that to EPA as part of the draft Alternatives Screening Summary Report submittal. I suggest that it would be helpful to both the LWG and EPA partners for EPA to clarify expectations for CDF sediment treatment before the LWG prepares the draft Alternatives Screening Summary Report.

Matt McClincy

From: Blischke.Eric@epamail.epa.gov
[mailto:Blischke.Eric@epamail.epa.gov]
Sent: Monday, June 30, 2008 10:23 AM
To: Shephard.Burt@epamail.epa.gov; Humphrey.Chip@epamail.epa.gov;
Davoli.Dana@epamail.epa.gov; GAINER Tom;
Grepo-Grove.Gina@epamail.epa.gov; PETERSON Jenn L; jeremy_buck@fws.gov;
ANDERSON Jim M; Goulet.Joe@epamail.epa.gov; Smith.Judy@epamail.epa.gov;
Koch.Kristine@epamail.epa.gov; MCCLINCY Matt; POULSEN Mike;
Fuentes.Rene@epamail.epa.gov; Robert.Neely@noaa.gov;
Sheldrake.Sean@epamail.epa.gov; tond@ctsi.nsn.us; csmith@parametrix.com;
rgensemer@parametrix.com; rose@yakama.com; erin.madden@gmail.com;
jay.field@noaa.gov; Cora.Lori@epamail.epa.gov;
Ader.Mark@epamail.epa.gov; BBarquin@hk-law.com; audiehuber@ctuir.com;
Lisa.Bluelake@grandronde.org; sheila@ridolfi.com; Benjamin Shorr;
LavelleJM@cdm.com; Mary.Baker@noaa.gov; Michael.Karnosh@grandronde.org;
FARRER David G; dallen@stratusconsulting.com;
jpeers@stratusconsulting.com; (h) (6)
Bob Dexter;
cunninghame@gorge.net; JMalek@parametrix.com; nancy.munn@noaa.gov
Subject: Fw: Draft Disposal Site Working List

Attached is the working list. Note that Arkema is included as well as a few other new potential disposal sites.

---- Forwarded by Eric Blischke/R10/USEPA/US on 06/30/2008 10:21 AM

"Valerie Oster" <voster@anchoren</pre> v.com>

06/27/2008 02:33

Chip Humphrey/R10/USEPA/US@EPA, Eric Blischke/R10/USEPA/US@EPA

"RICK Applegate"

<RICKA@BES.CI.PORTLAND.OR.US>,
"Batty Dost \((Schwabe\))"

<Pdost@Schwabe.com>,
<wolffg@plu.edu>, "J Betz"
<jbetz@ci.portland.or.us>, "Bob
Wyatt" <rjw@nwnatural.com>, "Car
Stivers"

costivers@angbesny

costivers@angbesny

costivers@angbesny "Rick Applegate" "Carl <cstivers@anchorenv.com> "valerie" <voster@anchorenv.com>,
"ANDERSON Jim M" <ANDERSON.Jim@deq.state.or.us>, "Keith Pine" <kpine@anchorenv.com>,

<david.ashton@portofportland.com>

<Jim.McKenna@portofportland.com> FW: Draft Disposal Site Working List

Please see below and attached for your review.

thanks. valerie

Valerie Thompson Oster Anchor Environmental, L.L.C 6650 SW Redwood Lane, Suite 333 Portland, OR 97224 Phone: 503-670-1108 x19 Fax: 503-670-1128

This communication is made under the framework of the LWG Participation Agreement and in the parties' common interests in meeting LWG member obligations under the Administrative Order on Consent and in anticipation of litigation concerning liability for the Portland Harbor Superfund site. This communication is intended and believed by the parties to be part of an ongoing and joint effort to develop and maintain a common legal strategy and contains strategies, work product and legal advice within the "common interest" extension of the attorney-client privilege and the work product doctrine. This communication may include attorney-client communications. With respect to communications by private LWG members to public members, those communications are with the expectation that they will be kept confidential by the public entities. The information is intended to be for the use of the individual or entity named above. If you are not the intended recipient, please be aware that any disclosure, copying, distribution or use of the contents of this information is prohibited. If you have received this electronic transmission in error, please notify us by electronic mail at voster@anchorenv.com < mailto:voster@anchorenv.com>.

From: Carl Stivers Sent: Fri 6/27/2008 2:29 PM To: Valerie Oster Cc: Keith Pine; Amanda Shellenberger Subject: Draft Disposal Site Working List

Valerie - Please pass on to EPA, with a copy to LWG. Thanks.

Chip and Eric -

Please find attached a revise draft "working list" for disposal sites. The LWG proposes to use this list as a starting point for FS evaluations. Thanks.

Carl

Carl Stivers Anchor Environmental, L.L.C. 23 South Wenatchee Avenue, Suite 120 Wenatchee, WA 98801 Phone: 509-888-2070 Fax: 509-888-2211

cstivers@anchorenv.com

This electronic message transmission contains information that is intended for the use of the individual or entity named above. If you are not the intended recipient, please be aware that any disclosure, copying distribution or use of the contents of this information is prohibited. If you have received this electronic transmission in error, please notify us by telephone at (206) 287-9130, or by electronic mail, cstivers@anchorenv.com.

(See attached file: Draft Working Disposal Site 6-27-2008.doc)